



Attorney's Docket No.: 2998P011

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Drew Eric Wingard

Application No.: 09/634,045

Filed: August 8, 2000

For: Logic System With Configurable Interface

Examiner: Thompson, Annette M.

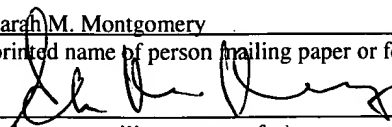
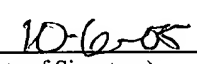
Art Unit: 2825

Mail Stop Appeal Brief- Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REPLY BRIEF

Sir:

This is a Reply Brief regarding the appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner of Group 2825, dated April 19, 2004, which finally rejected Claims 12-22 in the above-identified application. This Reply Brief is filed in response to the Examiner's Answer mailed July 11, 2005 and simply elucidates the as-filed declaration under 37 C.F.R. § 1.131 to respond to the Examiner's sufficiency and nexus arguments.

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| EV471131124US | October 6, 2005 |
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I. Appellants' Declaration under 37 C.F.R. § 1.131 is Sufficient to Disqualify

Blodget.

The declaration in point 2 first stated that the inventors reviewed the claims as they currently stand in Appendix A. All five inventors then declared in points 5 and 6 based on their review of the current claims that those concepts were contained in the Sonics SOC Integration Suite product as evidenced in their beliefs by the Purchase Order and Invoice to VxTel. All five inventors next declared in point 7 based on their review of the current claims that those concepts were indeed contained in the selected sections of the product manual submitted as evidence. All five inventors also declared in points 8 and 9 based on their review of the current claims that those concepts were reduced to practice prior to July 13, 2000 as evidenced in their beliefs by the supporting Press Articles.

The five individuals submitting this declaration attest to the nexus between the claimed subject matter and the Purchase Order, Invoice, and product manual. The order and actual wording of the declaration itself memorializes this nexus. Note that two of the individual making this declaration are no longer employed by assignee. Applicants respectfully submit the unified declaration of five different individuals referencing the accompanying documentary evidence should be sufficient to establish a reduction to practice of the currently claimed invention prior to July 13, 2000.


For the reasons stated above, the rejection of claims 12-22 under 35 U.S.C. § 103(a) over Blodget should be withdrawn because Appellants' Declaration under 37 C.F.R. § 1.131 disqualifies Blodget as prior art. Appellants respectfully request that the Board reverse the rejections of the claims under 35 U.S.C. §103(a) and, since there are no remaining grounds of rejection to be overcome, that the Examiner enter a Notice of Allowance for Claims 12-22. If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: October 6, 2005

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